



UNITED STATES PATENT AND TRADEMARK OFFICE

DEC 05 2001

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/943,085	08/31/2001	Masayuki Hirano	0461245092

U.S. PATENT & TRADEMARK OFFICE
RECEIVED
JULY 18 2001

009629
 MORGAN, LEWIS & BOCKIUS
 1800 M STREET NW
 WASHINGTON, DC 20036-5869

CONFIRMATION NO. 7669
FORMALITIES LETTER



OC00000006849589

Date Mailed: 10/09/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

12/06/2001 TBESHAW1 00000094 09943085

FILED UNDER 37 CFR 1.53(b)

01 FC:101	740.00 OP
02 FC:105	130.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 840.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Sect 45
PATENT
ATTORNEY DOCKET NO.: 046124-5092

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Masayuki HIRANO et al.)
Application No.: 09/943,085) **Group Art Unit:** 2882
Filed: August 31, 2001) **Examiner:** *To Be Assigned*
For: X-RAY GENERATING APPARATUS,)
X-RAY IMAGING APPARATUS, AND)
X-RAY INSPECTION SYSTEM)

Commissioner for Patents
BOX MISSING PARTS
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING
PARTS OF NONPROVISIONAL APPLICATION**

1. This Response replies to the Notice to File Missing Parts of Nonprovisional Application mailed October 9, 2001.
 A copy of the Notice to File Missing Parts of Nonprovisional Application is enclosed.
2. **Declaration or Oath**
 No Declaration or Oath was filed. Enclosed is an executed original Combined Declaration and Power of Attorney.
 An original Power of Attorney and Certificate Under § 3.73(b) by Assignee are enclosed.
 The Specification attached to the Declaration is a copy of the Specification and any Amendments thereto which were filed in the USPTO to obtain the filing date.
 The Declaration or Oath which was filed was determined to be defective. A new original Combined Declaration and Power of Attorney is attached.

3. English Translation of Non-English Language Papers

- [] Submitted herewith is a verified English translation of the non-English language Application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the USPTO.
- [] Also enclosed is the Verification of Translation Document, stating that the translation is accurate.

4. Small Entity Statement

- [] Small Entity Status under 37 C.F.R. § 1.27 is asserted for the present application.

5. Fee Calculation

				Basic Fee:	
				Patent Application—\$740.00	
				Design Application—\$330.00	\$740/\$370
	Number Filed	Number Extra	At A Rate Of		
Total Claims	6 - 20 =	0	\$18.00 each =	+\$	
Independent Claims	2 - 3 =	0	\$84.00 each =	+\$	
Multiple dependent claim(s), if any				\$280.00	+\$
Missing Parts Surcharge Fee				\$130.00	+\$130.00
SUBTOTAL =					\$870.00
Reduction by ½ for filing by a Small Entity					-\$
Fee for Application filed with a non-English Specification (37 C.F.R. §§ 1.17(i) and 1.52(d))				\$130.00	+
Fee for processing and retention of Application (37 C.F.R. §§ 1.21(l) and 1.53(d))				\$130.00	
Fee for Extension of Time (37 C.F.R. § 1.136(a))					+
TOTAL FILING FEE =					\$870.00

6. Extension of Time

The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

- [] Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a)-(d), for the total number of months checked below:

Total Months Requested	Fee For Extension	Fee For Small Entity
<input type="checkbox"/> One month	\$ 110.00	\$ 55.00
<input type="checkbox"/> Two months	\$ 400.00	\$200.00
<input type="checkbox"/> Three months	\$ 920.00	\$460.00
<input type="checkbox"/> Four months	\$1,440.00	\$720.00

Extension of time fee due with this Response: \$ _____. If an additional extension of time is required, please consider this a Petition therefor.

- Applicants believe that no extension of time is required. However, this conditional Petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a Petition and Fee for Extension of Time.

7. Fee Payment

The fees due are:

Basic Filing Fee	\$740.00
Missing Parts Fee	<u>\$130.00</u>
Total Fee Due	<u>\$870.00</u>

- Additional fee due:
Assignment Recordation \$ 40.00

- Enclosed is a check in the amount of \$870.00 representing the total fee due and a check in the amount of \$40.00 representing the Assignment recordation fee.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this Application including fees due under 37 C.F.R. § 1.16 and § 1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP


John G. Smith
Reg. No. 33,818

Date: December 5, 2001

CUSTOMER NO. 009629
MORGAN, LEWIS & BOCKIUS LLP
1800 M Street, N.W.
Washington, D.C. 20036
(202) 467-7000